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4 USA, Plaintiff,
5 v.
6 ROBINSON, Defendant.
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8 Case No. 09-cr-00478-SI-1
9

10 **SECOND ORDER ON RESTITUTION**
11 Re: Dkt. No. 72
12

13 Presently before the Court is *pro se* defendant Matthew Robinson's motion for termination
14 of restitution, based on his changed circumstances. Dkt. No. 72. A prior order of this Court
15 denied defendant's request for termination, ordering that defendant remain jointly and severally
16 liable for the \$39,314 payment obligation which defendant stated remained at that time. Dkt. No.
17 76. However, the Court found that defendant had articulated a change in circumstance to warrant
18 a reduction in his restitution payments; namely, the birth of a child and the assumption of partial
19 financial responsibility of two minor children. *Id.*

20 The Court ordered defendant to file, under seal or via confidential mail to the Court,
21 evidence of the birth of his youngest child, as well as any additional documentation regarding his
22 claim of additional expenses related to the care of the two minor children. *Id.* Defendant has
23 complied with the Court's request, submitting the birth certificate, as well as information from his
24 probation officer regarding his employment status, salary, and care of the two minor children.
25 Dkt. Nos. 78, 81 (under seal).

26 The Court's prior order also directed the Attorney General to provide such notice to the
27 victims and to certify same to the Court. Dkt. No. 76 (citing 18 U.S.C.A. § 3664(k)). The
28 Attorney General has complied with the Court's order. Dkt. No. 79, 82.

1 In light of the documentation provided, the Court hereby ORDERS the reduction of
2 defendant's monthly restitution payments from \$100 to \$50. See 18 U.S.C.A. § 3664(k) ("A
3 restitution order shall provide that the defendant shall notify the court and the Attorney General of
4 any material change in the defendant's economic circumstances that might affect the defendant's
5 ability to pay restitution . . . Upon receipt of the notification, the court may, on its own motion, or
6 the motion of any party, including the victim, adjust the payment schedule, or require immediate
7 payment in full, as the interests of justice require.") Notice of this order will be provided to U.S.
8 Attorney's Victim/Witness Assistance Program and the U.S. Clerk of Court's Financial Section.
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10 **IT IS SO ORDERED.**

11 Dated: July 20, 2016



12 SUSAN ILLSTON
13 United States District Judge